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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA,

17 Plaintiff,

18 v.

19 ROBERT T. BROCKMAN,

20 Defendant.

Case No.: 3:20-cr-00371-WHA

STIPULATION TO EXCLUDE TIME
FROM OCTOBER 15, 2020 THROUGH
NOVEMBER 17, 2020 AND [PROPOSED] ORDER

21
22 It is hereby stipulated by and between counsel for the United States and counsel for the
23 defendant Robert T. Brockman, that time be excluded under the Speedy Trial Act from October 15,
24 2020 through November 17, 2020.

25 At the initial appearance held on October 15, 2020, the government and counsel for the
26 defendant agreed that time be excluded under the Speedy Trial Act so that defense counsel could
27 continue to prepare, including by reviewing the discovery to be produced. For this reason and as further
28 stated on the record at the initial appearance, the parties stipulate and agree that excluding time until

November 17, 2020 will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further stipulate and agree that the ends of justice served by excluding the time from October 15, 2020 through November 17, 2020 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

The undersigned Assistant United States Attorney certifies that he has obtained approval from counsel for the defendant to file this stipulation and proposed order.

IT IS SO STIPULATED.

DAVID L. ANDERSON
United States Attorney

s/ Michael G. Pitman
COREY J. SMITH
Senior Litigation Counsel
MICHAEL G. PITMAN
Assistant United States Attorney

Attorneys for United States of America

s/ Neal J. Stephens
NEAL J. STEPHENS
Counsel for Defendant ROBERT T. BROCKMAN

[PROPOSED] ORDER

Based upon the facts set forth in the stipulation of the parties and the representations made to the Court on October 15, 2020 and for good cause shown, the Court finds that failing to exclude the time from October 15, 2020 through November 17, 2020 would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from October 15, 2020 to November 17, 2020 from computation under the Speedy

1 Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and
2 with the consent of the parties, IT IS HEREBY ORDERED that the time from October 15, 2020 through
3 November 17, 2020 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. §
4 3161(h)(7)(A), (B)(iv).

5
6 IT IS SO ORDERED.

7
8 DATED: _____

NATHANAEL M. COUSINS
United States Magistrate Judge